

LAW OFFICES OF JEFFREY S MANDEL LLC
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973-921-0003
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

CHRISTINE BERNAT,

Civil Action No. 12-2649

Plaintiff,

v.

STATE OF NEW JERSEY DEPARTMENT
OF CORRECTIONS, EDNA MAHAN
CORRECTIONAL FACILITY FOR
WOMEN, WILLIAM HAUCK,
administrator of the Edna Mahan
Correctional Facility for Women, ERICK
MELGAR, JANETTE BENNETT, ALFRED
E. SMALLS, JEFFREY S. ELLIS, LANCE
K. JOHNSON, all individually and in their
capacity as a current and/or former State
Correctional Officers, JOHN DOE 1-10, and
JOHN DOE ENTITY 1-10,

Defendants.

**NOTICE OF MOTION
TO RE-OPEN CASE
FOLLOWING REMAND
FROM THE UNITED STATES
COURT OF APPEALS
FOR THE THIRD CIRCUIT**

TO: Craig C. Swenson, Esq.
Court Plaza South—East Wing
21 Main St., Ste. 305
Hackensack, NJ 07601
Attorney for Defendant Alfred E. Smalls

Robert Preuss, Esq.
Deputy Attorney General
R.J. Hughes Justice Complex
25 Market St.
P.O. Box 112
Trenton, NJ 08625-0112
Attorneys for Defendants Jeffrey S. Ellis, Lance K. Johnson, and William Hauck

Brook Bagley, Esq.
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Attorneys for Defendant Erick Melgar

COUNSEL:

PLEASE TAKE NOTICE that on August 21, 2017, or a date to be chosen by the Court, the undersigned attorney for Plaintiff shall move before the Honorable Michael A. Shipp, U.S.D.J., in the United States Court House, Trenton, New Jersey, for an Order re-opening the case following the remand from the United States Court of Appeals for the Third Circuit.

PLEASE TAKE FURTHER NOTICE that Plaintiff will rely upon the declaration of Jeffrey S. Mandel, Esq. in support of this motion. A proposed form of Order is being submitted herewith.

LAW OFFICES OF
JEFFREY S MANDEL LLC

By: /s/ Jeffrey S. Mandel
Jeffrey S. Mandel

Dated: 7/21/17